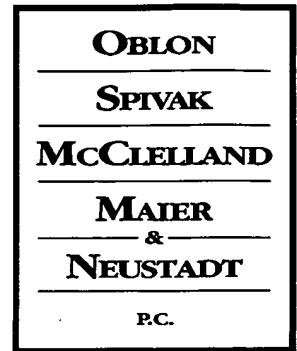




Docket No.: 282551US8X

COMMISSIONER FOR PATENTS  
ALEXANDRIA, VIRGINIA 22313



ATTORNEYS AT LAW

BRADLEY D. LYTLE  
(703) 412-6489  
BLYTLE@OBLON.COM

JOSEPH WRKICH  
(703) 412-2762  
JWRKICH@OBLON.COM

RE: Application Serial No.: 10/688,716  
Applicants: Michael J. WILLIAMS, et al.  
Filing Date: October 17, 2003  
For: AUDIO AND/OR VIDEO GENERATION  
APPARATUS  
Group Art Unit: 2167  
Examiner: RAYYAN, S.

SIR:

Attached hereto for filing are the following papers:

**ELECTION RESPONSE**

Our check in the amount of \$0.00 is attached covering any required fees. In the event any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 C.F.R. 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit the difference to our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 C.F.R. 1.136 for the necessary extension of time. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,  
MAIER & NEUSTADT, P.C.

Bradley D. Lytle

Registration No. 40,073

Customer Number

**22850**

(703) 413-3000 (phone)  
(703) 413-2220 (fax)

I:\ATTY\JW\282551US\282551US\_SHTCOV 7-706.DOC

Joseph Wrkich  
Registration No. 53,796

**Kurt M. Berger, Ph.D.**  
**Registration No. 51,461**

DOCKET NO: 282551US8X



IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF :  
MICHAEL J. WILLIAMS, ET AL. : EXAMINER: SUSAN F. RAYYAN  
SERIAL NO: 10/688,716 :  
FILED: OCTOBER 17, 2003 : GROUP ART UNIT: 2167  
FOR: AUDIO AND/OR VIDEO :  
GENERATION APPARATUS

ELECTION RESPONSE

COMMISSIONER FOR PATENTS  
ALEXANDRIA, VIRGINIA 22313

SIR:

In response to the Election Requirement dated June 7, 2006, Applicant provisionally elects the Species of Claims 1-13 and 23-25. Applicant makes this election based on the understanding that Applicant is not prejudiced against filing one or more divisional applications that cover the non-elected claims.

In addition to making this election, Applicant respectfully traverses this Election Requirement for the reason that MPEP § 803 states:

If the search and examination of an entire application can be made without serious burden, the Examiner must examine it on the merits, even though it includes claims to distinct or independent inventions.

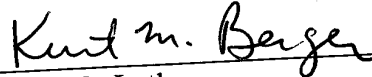
The claims of the present invention would appear to be part of an overlapping search area. Accordingly, Applicant respectfully traverses the Election Requirement on the grounds that a search and examination of the entire application would not place a *serious* burden on the Examiner, whereas it would clearly be burdensome on Applicant to be required to file, prosecute and maintain separate applications and patents on the identified subject matter.

Application No. 10/688,716  
Reply to Office Action of June 7, 2006

Accordingly, it is respectfully requested that the requirement to elect a single group be withdrawn, and that a full examination on the merits of Claims 1-35 be conducted.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,  
MAIER & NEUSTADT, P.C.



Bradley D. Lytle  
Attorney of Record  
Registration No. 40,073

Customer Number

**22850**

Tel: (703) 413-3000  
Fax: (703) 413 -2220  
(OSMMN 06/04)

Joseph Wrkich  
Registration No. 53,796

I:\ATTYJW\282551US\282551US\_ELEC.DOC

**Kurt M. Berger, Ph.D.**  
**Registration No. 51,461**